

PATENT

Attorney Docket No. 03804.0111-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

Didier BRANELLEC *et al.*)

Application No.: 10/078,677)

Filed: February 21, 2002)

For: GENE THERAPY FOR)
RESTENOSIS USING AN)
ADENOVIRAL VECTOR)

) Parent Group Art Unit: 1632

) Parent Examiner: S. Priebe

RECEIVED

JUN 28 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

TECH CENTER 1600 2900

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. § 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are enclosed. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law,

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Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If any fees are due in addition to those submitted herewith, please charge the fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 
M. Todd Rands
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Date: June 27, 2002

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